

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CITY OF EASTPOINTE; EASTPOINTE
CITY COUNCIL; SUZANNE PIXLEY, in her
official capacity as Mayor of Eastpointe;
CARDI DEMONACO JR., MICHAEL
KLINEFELT, SARAH LUCIDO, and
MONIQUE OWENS in their official capacities
as members of the Eastpointe City Council;
and RYAN COTTON, in his official capacity
as Eastpointe City Clerk,

Defendants.

Civil Action No.
4:17-cv-10079 (TGB)

SUPPLEMENTAL ORDER

The United States filed this action to enforce Section 2 of the Voting Rights Act, 52 U.S.C. § 10301. On June 26, 2019, this Court entered a Consent Judgment and Decree (ECF No. 64) finding that the at-large, multiple-vote method of election then in place to elect members of the Eastpointe City Council violated Section 2. As a remedy, the Decree put in place a ranked choice voting system for Eastpointe City Council elections that had been agreed upon by the parties. *Id.*, Order ¶ 4.

To facilitate implementation of the Consent Decree and Judgment previously entered, the Court hereby **ORDERS** that the Decree be supplemented as follows:

16. Notwithstanding Section 699 of the Michigan Election Law, Mich. Comp. Law § 168.699, the City of Eastpointe may position its election contest for City Council out of order on the ballot as needed to accommodate a grid-style ballot for ranked-choice voting.

SO ORDERED:

/s/Terrence G. Berg
TERRENCE BERG
UNITED STATES DISTRICT JUDGE

Dated:
August 26, 2020

The Undersigned Agree to Entry of this Supplemental Order.

For Defendants:

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Date: August 25, 2020

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Date: August 25, 2020